

ಮೈಸೂರು ವಿಧಾನಸಭೆ

MYSORE LEGISLATIVE ASSEMBLY

Thursday, 24th May 1973/Jaishtha 3, 1895 S. E.

The House met in the Assembly Chamber, Vidhana Soudha, at One of the Clock.

Madam SPEAKER (Smt. K. S. NAGARATHNAMMA) in the Chair.

STARRED QUESTIONS

(to which oral answers were given)

TOWN AND CITY MUNICIPALITIES THAT ARE UNDER ADMINISTRATORS.

582. Shri K. PUTTASWAMY (Chamundeswari).—

Will the Minister for Municipal Administration be pleased to state :—

(a) the name of the Town and City Municipalities that are now under administrators by afflux of time of the normal period of 4 years ;

(b) the name of Town and City Municipalities that are now under administrators even after completion of the extended period ;

(c) the reasons for not holding elections in the case of Municipalities coming under clauses (a) and (b) above ;

(SRI K. PUTTASWAMY)

(d) the reasons for not extending the normal term of 4 years of the towns and City Municipalities by one year as provided under the Act;

(e) whether the Government is aware of the judgement of the High Court to the effect that to continue the municipalities under administrators in this manner amounts to misuse of power?

SRI B. BASAVALINGAPPA (Minister for Municipal Administration).—

(a) *Vide* statement 'A' appended.

(b) *Vide* statement 'B' appended.

(c) Due to non-finalisation of territorial divisions, in time, on the basis of population of 1971 census.

(d) Government extends the term of the Municipalities wherever they deem fit to do so.

(e) Not aware of the judgement so far.

STATEMENT 'A'

Statement showing the name of the Town and City Municipalities that are now under administrators by efflux of time of the normal period of 4 years.

1 C.M.C. Davangere	10 T.M.C. Tarikere
2 T.M.C. Mercara	11 „ Saineri
3 „ Somwarpet	12 „ Koppa
4 „ Kodipet	13 „ Kadur
5 „ Shivarasanthe	14 „ Bilar
6 „ Gonisopet	15 „ Ajjampura
7 „ Sentikoppa	16 „ Chickmagalur
8 „ Hebbole	17 „ Mudigere
9 „ Pennampet	18 „ Shavanabelagola

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19	T.M.C. Holenarasipura	63	T.M.C. Mudgol
20	,, Channarayapatna	64	,, Kushtagi
21	,, Alur	65	,, Gangavathi
22	,, Sakleshpur	66	,, Deodurg
23	,, Banavara	67	C.M.C. Bellary
24	,, Arkagud	68	,, Hospet
25	,, Belur	69	T.M.C. Channapatna
26	,, Gubbi	70	,, Ramanagaram
27	,, Pavagada	71	,, Hoskote
28	,, Tumkur	72	,, Vijayapura
29	,, Srirangapatna	73	,, Nelamangala
30	,, Nagamangala	74	,, Thyamagondlu
31	,, Belakavadi	75	,, Sarjapur
32	,, K. R. Pet	76	,, Kolar
33	,, Melkote	77	,, Chintamani
34	,, Malavalli	78	,, Mulbagal
35	,, Maddur	79	,, Gowribidanur
36	,, T. Narasipur	80	,, Malur
37	,, C. R. Nagar	81	,, Srinivasapur
38	,, Nanjangud	82	,, Gudioanjan
39	,, H. D. Kote	83	,, Robertsonpet
40	,, Hunsur	84	,, Bagepally
41	,, Gundlupet	85	,, Manjunahalli
42	,, Periyapatna	86	,, Sagar
43	,, Sargur	87	,, Harihar
44	,, Bainur	88	,, Channarayana
45	,, Yelandur	89	,, Hosur
46	,, Sedam	90	,, Holakere
47	,, Gannur	91	,, Hariyur
48	,, Channarayana	92	,, Jagalur
49	,, Shahapur	93	,, Molakalmur
50	,, Channarayana	94	,, Thuruvekere
51	,, Shahbad	95	,, Nayakarahatti
52	,, Yadgir	96	,, Mayakonda
53	,, Bidar	97	,, Kundgol
54	,, Basavakalyan	98	,, Babkavibanahatti
55	,, Channarayana	99	,, Ilkal
56	,, Chitappa	100	,, Bailhongal
57	,, Humnabad	101	C.M.C. Mysore
58	,, Raichur	102	T.M.C. Ramdurga
59	,, Lingsugur	103	,, Gokak
60	,, Sindhur	104	,, Honavar
61	,, Koppal	105	,, Kumta
62	,, Manvi	106	,, Laxmeshwar

(SRI B. BASAVALINGAPPA)

STATEMENT 'B'

Statement showing the names of Town and City Municipalities that are under Administrators even after completion of the extended period.

1	Town Municipal Council,	Mudigere
2	do	Pantavapura
3	do	K. R. Nagar
4	do	T. Narasipur
5	do	Periyapatna
6	do	Sargur
7	do	N. R. Pura
8	do	Mulbatal
9	do	Channarayana
10	do	Doddaballapur
11	do	Srinivasapura
12	do	Manchenahalli
13	do	Melur
14	do	Cowribidnur
15	do	Chalakeri

Sri K. PUTTASWAMY :— With reference to (c), may I ask the Government what was the special difficulty in not finalising the territorial divisions?

† Sri B. BASAVALINGAPPA :— The difficulties are obvious. Time and again I have stated on the floor of this House that the Divisional Commissioners could not finalise the territorial divisions on the basis of 1971 Census and beyond that there are no special reasons.

SRI K. PUTTASWAMY :— May I know from the Government whether it is not a fact that the population on the basis of 1971 Census were available to Government as early as April 1972?

SRI B. BASAVALINGAPPA :— All that is true: I have admitted on the floor of this House. The Divisional

Asterisks indicate that remarks or speeches have not been raised by the member concerned.

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Commissioners and the Deputy Commissioners are finalising, they are taking action and they are sending recommendations to Government under Section 13 of the Municipalities Act.

SRI K. PUTTASWAMY :— May I know whether the time was insufficient for the Divisional Commissioners or Whether it was a negligence on the part of the Divisional Commissioners ?

SRI B. BASAVALINGAPPA :—I cannot answer the opinion of the hon. member, but the reasons are obvious. I have stated on the floor of the House.

Sri K. PUTTASWAMY.—I am not hazarding any opinion. I wanted to know the information from the Government whether the time was insufficient for the Divisional Commissioners or whether the Divisional Commissioners have neglected to do their duty in time?

SRI B. BASAVALINGAPPA.—The reasons are very obvious; they have not sent up the recommendations as I have already stated. I will ask them to send up the recommendations as soon as possible.

ಶ್ರೀ ಬಿ.ಎಂ. ವೆಂಕಟನಾಥ್ :- ಕೆಲವು ಪುರಸಭೆಗಳು ಈಗಾಗಲೇ ಟೆರಿಟೋರಿಯಲ್ ಡಿವಿಜನ್‌ಗಳನ್ನು ಮಾಡಿ ತಹಶೀಲ್ದಾರರು ಪುರಸಭೆಗಳ ಚುನಾವಣೆಯನ್ನು ನಡೆಸಬೇಕು ಎಂದು ಕಾರ್ಯಕ್ರಮದ ವೇಳಾಪಟ್ಟಿಯನ್ನು ಹಾಕಿರತಕ್ಕೆ ಸಂದರ್ಭದಲ್ಲಿ ಸರ್ಕಾರದವರು ಅದನ್ನು ತಡೆಹಿಡಿಯುವುದಕ್ಕೆ ಕಾರಣಗಳೇನು ? ನವಂಬರ್, ಡಿಸೆಂಬರ್ ತಿಂಗಳಲ್ಲಿ ಕೆಲವು ಮುನಿಸಿಪಾಲಿಟಿಗಳ ಅವಧಿ ಮುಗಿದು ಹೋಗುತ್ತದೆ. ಅವುಗಳ ಬಗ್ಗೆಯೂ ಇದೇ ರೀತಿ ಧೋರಣೆಗಳನ್ನು ತೆಗೆದುಕೊಳ್ಳುತ್ತೀರಾ ? ಅಥವಾ ಚುನಾವಣೆಯನ್ನು ಮಾಡತಕ್ಕ ಕರ್ತವ್ಯವನ್ನು ಮಾಡುತ್ತೀರಾ ?

ಶ್ರೀ ಬಿ. ಬಸವಲಿಂಗಪ್ಪ :- ಇದು ಒಂದೆರಡು ಪುರಸಭೆಗಳಿಗೆ ಆನ್ವಯವಾಗಿ ಬಹುದು. ಗುಂಪುಪಟ್ಟಿ ಮತ್ತು ನಂಜನಗೂಡು ಪುರಸಭೆಗಳಲ್ಲಿ ಕಾನೂನು ಪ್ರಕಾರ ವೇಳಾಪಟ್ಟಿಯನ್ನು ಹಾಕಿಲ್ಲ. ಅಲ್ಲಿ ಎಲೆಕ್ಷನ್ ಮಾಡಿದರೂ ಕೂಡ ಯಾರಾದರೂ ರಿಟ್‌ಹಾಕಿದರೆ ಅದನ್ನು ಕ್ಯಾನ್ಸಲ್ ಮಾಡತಕ್ಕ ಪರಿಸ್ಥಿತಿ ಒರುತ್ತದೆ.

ಶ್ರೀ ಎಚ್. ಎಸ್. ನಿದ್ಧಪ್ಪ —ಅರಸಿಕೆರೆ ತಾಲ್ಲೂಕು ಬಾಗಲೂರು ಮುನ್ಸಿಪಾಲಿಟಿಯಲ್ಲಿ ಚೆರಿಟೋರಿಯಲ್ ಡಿವಿಜನ್ನಾಗಿ ನಾಲ್ಕು ತಿಂಗಳು ಆಯಿತು. ಆದರೆ ಬಗ್ಗೆ ವರದಿ ಕೂಡ ಸರ್ಕಾರಕ್ಕೆ ಕಳುಹಿಸಿದ್ದಾರೆ. ಆದ್ದರಿಂದ ಅಲ್ಲಿ ತಕ್ಷಣ ಚುನಾವಣೆ ನಡೆಸುವುದಕ್ಕೆ ವ್ಯವಸ್ಥೆ ಮಾಡುತ್ತೀರಾ ?

ಶ್ರೀ ಬಿ. ಬಸವಲಿಂಗಪ್ಪ.—ಮೂನ್ಯ ಸದಸ್ಯರು ಆಗಿಂದಾಗ್ಗೆ ಚುನಾವಣೆ ಮಾಡಬೇಕೆಂದು ಹೇಳುತ್ತಿದ್ದಾರೆ. ನಾನು ಸಮೂಹ ಬಂದು ತಿಂಗಳ ಹಿಂದೆ ಹೇಳಿಕೆ ಕೊಟ್ಟು 6 ತಿಂಗಳೊಳಗೆ ಚುನಾವಣೆ ಮಾಡುತ್ತೇನೆ ಎಂದು ಹೇಳಿದ್ದಾರೆ. 15 ನೇ ಆಗಸ್ಟ್ ನಂತರ ಕ್ಯಾಲೆಂಡರ್ ಆಫ್ ಇಂಡಿಯಾ ಹಳೆಯ ಮೈಸೂರಿನಲ್ಲಿ ಮಾಡಬೇಕೆಂದು ಆದೇಶ ಕೊಟ್ಟಿದ್ದೇನೆ.

SRI RAJA PID NAIK —Is it not a fact that the super-session of Shorapur Town Municipality has been set aside by the High Court? May I know the reason how the name has been included in the list?

SRI B. BASAVALINGAPPA.—This should be a printing mistake.

ಶ್ರೀ ಟಿ. ಎಂ. ಮಂಜುನಾಥ್:—ನೂರೂರು ಪುರಸಭೆಗಳ ಟೈಂ ಆದ ಮೇಲ್ಮಾನಕ್ಕೂ ತಾವು ಚುನಾವಣೆ ನಡೆಸುವೆ ಇರುವುದಕ್ಕೆ ಮತ್ತು ಚೆರಿಟೋರಿಯಲ್ ಡಿವಿಜನ್ ಮಾಡದೆ ಇರುವುದಕ್ಕೆ ಅಧಿಕಾರಿಗಳು ಕಾರಣವೇ ಅಥವಾ ಸರ್ಕಾರದ ಲೋಪದೋಷಗಳು ಕಾರಣವೇ ?

ಶ್ರೀ ಬಿ. ಬಸವಲಿಂಗಪ್ಪ.—ನಾನು ಮೊದಲೇ ಹೇಳಿದ್ದೇನೆ—ಆಗಸ್ಟ್ 15ರ ನಂತರ ಕ್ಯಾಲೆಂಡರ್ ಆಫ್ ಇಂಡಿಯಾ ಹಾಕಬೇಕೆಂದು ಆದೇಶ ಕೊಟ್ಟಿದ್ದೇವೆ.

SRI K. PUTTASWAMY.—May I know from the Government whether the extending of the term of the Municipalities depends on the discretion of the Government or on any principles? If there are any guiding principles, let us know what these guiding principles are.

SRI B. BASAVALINGAPPA.—By the efflux of time all these Municipalities have now come under the Administrators. To the question (e) whether the Government is aware of the judgement of the High Court to the effect that to continue the Municipalities under Administrators in this manner amounts to misuse of power, I have stated that Government is not aware of the judgements so far.

SRI K. PUTTASWAMY.—Government have been pleased to state that Government extends the term of the Municipalities wherever they deem fit to do so. My question is whether this extension depends entirely on their discretion or whether there are any guiding principles. If so, what are the principles?

SRI B. BASAVALINGAPPA.—The principles have been enunciated by me when the hon. Member put a question. When we have not finalised the formalities, how can we hold the elections?

SRI K. PUTTASWAMY.—I am only raising a supplementary issue. With reference to answer to my question (d), Government have stated that Government extends the term of the Municipalities wherever they deem fit to do so. My question is: What are the circumstances under which they deem fit to do so? It is only discretion or whether there are any principles? If there are any principles, let us know.

SRI B. BASAVALINGAPPA.—It is not a question of discretion. It is a question of understanding of the circumstances. Wherever and whenever Government thinks in certain municipalities the terms should be extended, we extend, for so many reasons.

SRI B. B. SAYANAK.—In almost all the Municipalities, you have appointed the Administrators but not in Belgaum Municipality. Why is this discrimination? You have given six months' extension to Belgaum Municipality instead of appointing an Administrator as in other Municipalities.

SRI B. BASAVALINGAPPA.—I have said very affirmatively that Government will take circumstances of each Municipality and try to extend the term or not extend the term, as the case may be. Now, taking all the circumstances appearing in Belgaum Municipality, we have decided to extend the term.

SRI M. S. KRISHNAN.—In view of your answer to (d) I charge the Government of acting in a dictatorial manner and of giving a go-by to all democratic principles in respect of the functioning of the local bodies and Municipalities.

SRI B. BASAVALINGAPPA.—Should I answer that. Madam Speaker ?

MADAM SPEAKER.—No, I don't think so.

SRI DODDA THIMMAIAH.—Before the supersession of local bodies, some report has to be sent by the officers concerned, to the Government. Is the report sent at the initiative of the Government or at the initiative of the officer himself ?

SRI B. BASAVALINGAPPA.—Extending the term and taking control of the Municipalities by the Administrators it entirely different from supersession. Supersession is not there in this question.

LOANS SANCTIONED BY CHITRADURGA DISTRICT INDUSTRIAL CO-OPERATIVE BANK LTD., DAVANGERE

627. SRI V. MASIYAPPA (Challakere).—

Will the Minister for Co-operation be pleased to state :—

(a) the number of industrial loans sanctioned by the District Industrial Co-operative Bank Ltd, Chitradurga District, Davangere from its inception—the names of the loans—the amount of loan sanctioned to each loanee and the amount drawn by the loanee—the date of sanction—the purpose of the loan ;